#### **CERTIFICATION UNDER 37 CFR 1.10**

I hereby certify that this Transmittal and the documents referred to as enclosed therein are being deposited with the United States Postal Service on this date <u>May 4, 2000</u> in an envelope as "Express Mail Post Office to Addressee" Mailing Label Number <u>EK614634676US</u> addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231.

Victor K. Lee 35,750

(Print Name)

(Signature)

PATENT APPLICATION

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application based on International Application No. PCT/EP98/06951 Filed November 3, 1998 Inventor(s) KESSLER *et al.* 

For: SPECIFIC AND SENSITIVE NUCLEIC ACID DETECTION METHOD

Attorney Docket No.: 4817/0P

# TRANSMITTAL UNDER 35 U.S.C. §371 FOR ENTRY INTO NATIONAL STAGE UNDER PCT

Assistant Commissioner for Patents Box PCT Washington, D.C. 20231

Alameda, CA 94501 Date: May 4, 2000

Applicants submit herewith the following documents under 35 U.S.C. §371:

- 1. A copy of the international application and an English translation thereof (including Declaration of translator);
- 2. National filing fee;
- 3. Amendments to the claims in international application made under Article 19 and an English translation thereof;
- 4. A Preliminary Amendment;

- 5. Transmittal Letter to the United States Designated/Elected Office (DO/EO/US) Concerning a Filing Under 35 U.S.C. 371 (in triplicate); and
- 6. Combined Declaration and Power of Attorney for Patent Application (unexecuted).

Respectfully submitted:

 $\mathbf{R}\mathbf{v}$ 

Victor K. Lee, Ph.D. Agent for Applicants Reg. No. 35,750 1145 Atlantic Avenue Alameda, CA 94501 Telephone (510) 814-2966 Telefax (510) 814-2973

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## **PRELIMINARY AMENDMENT**

Assistant Commissioner for Patents Box PCT

Alameda, CA 94501 Date: May 4, 2000

Washington, D.C. 20231

Sir:

Prior to examining the above-referenced application as entering the National Stage under 35 U.S.C. §371, please consider the following amendments and remarks.

### **IN THE CLAIMS**:

At page 1, line 1, of the amendment of claims under PCT Article 19, please delete "Claims" and insert therefor -- WHAT IS CLAIMED IS: --.

Please amend the claims as follows:

1. (Amended) <u>A method</u> [Method] for the detection of a nucleic acid comprising the steps: